

1894-027
Lee Co.

Chancery Causes: Eliza Burchett vs. Adm. of Thomas P. Ensor &c

Campbell, Wilson, Littrell, Flanary, Hoskins, Hill, Nash

- Deed

CA - Estate Dispute
T - Property

To the Honorable H. S. K. Morrison, Judge of
the Circuit Court of Lu County, Virginia.
Your Oratrix, Eliza Burchett, humbly
complaining shews unto your honor, that
she is a daughter and heir at Law
of Bailers Littrell, deceased; that her
father departed this life prior to the
20th day of February, 1883; that G. B.
Burchett qualified as administrator
of the estate of her father, Bailers Littrell,
in the County Court of Lu County, Va,
a copy of the order showing such
qualification is here filed marked
"A"; That G. B. Burchett executed
bond as such administrator on
the 20th day of Feb'y 1883 in said
Court in the penalty of \$2000.00
with Thomas P. Enson as his
security therein - a copy of which
is here filed marked "B."

Your oratrix will now show that
she obtained a decree, in this honorable
Court, on the 7th day of March 1893,
against G. B. Burchett, administrator
of the estate of Bailers Littrell, deceased

for the sum of One hundred and eighty dollars, with legal interest thereon from the 8th day of March, 1885, till paid - a copy of which is here filed marked "C"; that on the 20th day of March, 1893, she had an execution issued on said decree for the said sum of \$180⁰⁰ with interest thereon till paid from March 8th 1885, and for \$3.83 costs - a copy of which is here filed marked "D", and on the back of said execution is the following endorsement: "Not executed no property found this May 1st 1893.

J. M. Weston D. S. for
C. E. Flannery S. L. C.

For orating Charges that A. B. Burchett administrator as aforesaid is insolvent, and that A. B. Burchett is insolvent, and that A. B. Burchett as administrator of Bakers Little has committed a devastant; that Thomas P. Enson is liable to your orating for said devastant and

for the said sum of \$180⁰⁰ with legal interest thereon from the 8th day of March, 1885, till paid, and for \$3.83 costs; that Thomas P. Enson is liable to her as security of J. B. Burchett, administrator of Bayless Littrell, deceased, in his official bond as such administrator.

Your oratrix further represents, that Thomas P. Enson conveyed a very valuable piece of land to his daughter, Dorie B. Wilson, nee Dorie B. Enson, for the sum of Ten dollars, on the 1st day of December 1892, a copy of which deed is here filed marked "E."

Your oratrix charges that said land is very valuable; that it is worth \$40⁰⁰ per acre; that there is not less than 35 acres of it; that it lies in Lee county, Va on the waters of Indian Creek; that it joins the land of Stephen Arnold, Wm Hoskins, Ellis Colsons Hirs and Ephus Gibson; that it lies near Walnut

Hill in said county; that said conveyance was made since Thomas P. Enson became security of G. B. Burchett, administrator of Bailer Littleb, dec'd; that said conveyance was made since T. P. Enson became liable to your oratrix for the sum of money herein set forth; that the consideration of Ten Dollars for said land is not valuable in Law, that said conveyance ^{and was voluntary} was made as a gift, and for the purpose of hindering, delaying and defrauding your oratrix in the collection of her distributive share of her father's Estate.

The prayer of your oratrix is that G. B. Burchett, administrator of the estate of Bailer Littleb, dec'd, Thomas P. Enson and Doris B. Wilson be made defendants to this bill; that they be required to answer the same, but not upon oath, that being waived; that a decree be entered for her against Thomas P. Enson for \$180⁰⁰ with interest thereon from the 8th day

of March, 1885, till paid, and for \$3.83
 costs, and for the costs of this suit;
 That the conveyance from Thomas P.
 Enson to Bonnie B. Wilson be set
 so far as the same affects your estate
 aside, and that said land be
 subjected to the payment of the
 money herein claimed - the said
 Thomas P. Enson not being the
 owner of any personal
 property or of any other property;
 that general relief be granted and
 as in duty bound your oath
 will ever pray. May the
 Commonwealth's writ of Habeas
 corpus &c.

Wm. A. Orr. Atty.

Plffs Costs
 H.C. 4.26
 M.C. 4.06
 S. 4.00
 \$ 8.06
 4.26
 1232

Bill in Chancery
 Eliza Burchett
 against

Thomas P. Emor et al

1893 1st Aug Rules Bill
 filed. Sp. Exd on part
 of Defts & D. Wrote them
 " 2nd Aug Rules D. N. Conf
 " 1st & 2nd Sept Rules Contd
 " 1st Octo Sp. for other Defts
 " 2nd Octo Rules Annul
 Bill filed answer
 of C. E. Flanagan filed Sp.
 Exd on new Defts & D. N.
 " 1st Nov Rules take last
 Monday in October
 D. N. Confd & cause
 set for hearing by J. J.
 " March Term 1894 Contd
 " June " " "
 " November Term Decree
 final Dec. Chas
 Order Book Page 113

Wm. A. Orr atty

Virginia,

To the Hon. H. A. K. Morrison, Judge of
the Circuit Court of Lee County:

The amended bill of your oratrix,
Eliza Burchett, Respectfully sheweth to
the Court, that heretofore, your oratrix
exhibited in this Court her original
bill of Complaint against Thomas P.
Enson, G. B. Burchett, Administrator of
the estate of Bailiss Littrell, and Louis
B. Wilson, which bill has not yet been
appeared to or answered.

Your oratrix Charges that since filing
said original bill, Thomas P. Enson
has died, leaving the following children
and heirs at Law: - D. L. Enson,
Nathaniel Enson, Mattie Campbell and
Louis B. Wilson; that Administration
of the Estate of Thomas P. Enson was
committed to C. E. Flannery, Shff. of Lee County,
by the County Court of said County at the
Sept. Term thereof, 1892. The prayer
of your oratrix is that D. L. Enson,
Nathaniel Enson, Martha Campbell, Louis
B. Wilson, and G. B. Burchett, Admin
of the estate of Bailis Littrell, and C. E.
Flannery, Shff. and Admin of the estate
of Thomas P. Enson, be made parties

defendant to this amended bill and
that they be required to answer it
and the original bill, but not
upon oath; that general relief be
granted your Oratory; that process
issue; And as my duty bound
she will ever pray.

Wm T. Orr, Atty

Amended Bill

Eliza Burchett

against

J. P. Enners Admr et al

Wm A. Orr, Atty.

Virginia:

To the Hon. W. J. Miller, Judge of the Circuit Court of Lee County—

The amended bill of your oratrix, Eliza Burchett, Respectfully sheweth to the Court that heretofore your oratrix exhibited in this Court her original bill of Complaint against Thomas P. Eason, H. B. Burchett, administrator of the estate of Bailer Pittrell, and Sonie B. Wilson; that after filing said original bill, Thomas P. Eason died, and said bill was amended so as to make his heirs parties to the same; that at the last term of this Court, the Judge of the same required or suggested that said bill be further amended and granted your oratrix permission to do so—

Your oratrix charges that Administration of the estate of T. P. Eason was committed to C. E. Flannery, Sheriff of Lee County, Va. at the Sept. term thereof, 1893. That Thomas P. Eason, in his lifetime, conveyed to each of his Children, valuable real estate lying in Lee County, Va, that is to Sonie B. Wilson, Daniel Eason, Nathaniel Eason, and Mattie Campbell; that Wm Hoskins has purchased some of said land from some of

said parties. — And the Court
having decreed that all this land
is liable for the demand of your
oratrix, if any is liable. — The Court will
not pay said demand in 5 yrs. — The prayer
of your oratrix is that D. L. Eason
Nathaniel Eason, Martha Campbell,
Sonie B. Wilson, Wm Hoskins and
J. B. Burchett admin^{rs} of Bayless Little
+ Co. Esq. Plauey, Admin^{rs} of J. P. Eason, dec^d,
et al, dec^d, be made parties defend-
ant to this bill and that they
answer it and the original bill
fully in oath; that they answer
as to the amount of land bought
from J. P. Eason and the amount paid
therefor; that general relief be
granted your oratrix and as
in duty bound she will ever
pray. May process issue dire-
cted &c

Wm A. Ott, Sol.

2

Eliza Burchell

vs 2 Amended bill

C. C. Flannery, Admr et al

To the Hon. H. S. K. Morrison, Judge of the Circuit Court of Lee County Virginia:

The Demurrer and Answer of Donie B. Wilson to a bill and amended bill filed against her and others in this Honorable Court by Eliza Burchett.

Respondent says that said Original and amended bills are in each insufficient in law to call upon this respondent to answer in this Honorable Court, and she prays judgement whether or not she should be required to further answer &c.

And not waiving said Demurrer but relying and insisting thereon should further or other answer be required of her answering, she says, that it is true that Bayless Littrell departed this life sometime ago and she supposes the complainant has given correctly the date of his death, she supposes that it is true that G. B. Burchett qualified as the Administrator of the estate of the said Bayless Littrell, and she has been informed that her father the said Thomas P. Ensor became the surety of the said Burchett as said Administrator, and she supposes the complainant has given the true date of the execution of said bond, and the amount thereof. Respondent says she is informed that there was a decree entered in Chancery cause of G.B.Burchett and wife, by the Circuit Court of Lee County on the 7th day of March 1893, in favor of the Complainant here and against her husband the said G.B.Burchett for the sum of one hundred and eighty dollars with interest thereon from the 8th day of March 1885, till paid. But respondent is advised that said decree was improvidently awarded, that the report of Commissioer Hyatt, to which reerence is made in said decree does not show the sum of \$180.00 to be due the said complainant from the estate of her deceased father the said Bayless Littrel. Respondent is further advised that by a decree entered in said Chancery cause of Burchett and wife on the 20nd day of December 1890, confirmed a report of Commissioer Hyatt filed in said cause on the 20th day of November, and that said Commissioner reported that said G.B.Burchett was entitled to hold the sum of \$177.36, which said decree being prior in point of time to the decree rendered in her favor on the 7th day of March 1893 renders said last named judgement

of no avail. And respondent further denies that said Court had the legal right to render said judgement in favor of the Complainant, because the said complainant and her husband were joint plaintiffs in said suit and a decree could not be legally entered in favor of the one against the other. Respondent does not know any thing as to the solvency or the insolvency of the said G.B.Burchett either in his capacity as Administrator or personally, and she therefore neither admits nor denies said insolvency. Respondent does not know whether or not the said G.B.Burchett as Administrator of Bayless Littrell, deceased, has committed a devastavit, and she requires full proof of said allegation, but Respondent denies that her father the late Thomas P. Ensor is or was in any way liable to the complainant for the said devastavit, if one was committed or in any way liable to her for said sum of \$180.00 with its interest and costs, or for any part thereof. She further denies that said Thomas P. Ensor by reason of his suretyship for the said G.B.Burchett, as Administrator as aforesaid is in any way liable for said sum of money or any part thereof. Respondent says that Complainant has no right to call upon the said Thomas P. Ensor for anything for or on account of said suretyship because she says that the bond of the said Ensor as surety of the said Burchett was executed more than ten years next before the rendition of said judgement. Respondent says that it is true that her father the late Thomas P. Ensor conveyed to her, on the 1st day of September 1892, a small tract of land situated in said County, but said land is far from being a valuable estate, there is only some thirty or thirty five acres of said land, and it is badly worn and poor in quality only worth at most about \$8.00 per acre. This conveyance was made by her father at a time when he knew he could live only a short time, and in furtherance of a desire to divide his little estate among his several children, and at the same time he made like conveyances to his other children, to wit Daniel Ensor, Nathaniel Ensor and Mattie Campbell wife of C.Y. Campbell, and at the time of said conveyances said Ensor required each of his said children to pay as a consideration for said land certain small debts, which he owed amounting to some thing like \$100.00 Respondent has paid her part of said indebtedness, and she is informed that the other children have paid their respective portions thereof. Respondent denies that said deed to her, or the deeds to any of the others of said

others of said children, was made to hinder delay and defraud the said complainant, or any other creditor of the said Thomas P. Ensor, it is true that said conveyance was made after the execution of said bond, but it is likewise true that said conveyance was made before any debt was ascertained to be due from the said Burchett to his wife and said conveyance was made at a time when said Ensor under the proceedings had in the Chancery cause of G.B. Burchett and wife Vs Isaac Littrell and others had, reason to believe that no liability rested upon him by reason of his suretyship for the said Burchett. And respondent says she had no knowledge whatever of any such liability, as is here asserted, that she is an innocent purchaser of said land, for valuable consideration, or if not wholly valuable then for good consideration and that she ought not now to be disturbed in her rights, especially when the said complainant stood by and let her husband with her full knowledge reduce to possession the amount due her from the estate of her father Bayless Littrell deceased, and that reduction to possession to be confirmed by the Circuit Court of Lee County Virginia, by its decree rendered and pronounced before the date of said deed.

Respondent will now show your Honor, that if the said T.P. Ensor is liable to the said Complainant for anything, by reason of said suretyship it would be only for her pro-rata part of the personal estate of the said Bayless Littrell which was only some \$350.00 or \$400.00 in all and there being thirteen heirs, it would only be one thirteenth of said sum, the funds arising from the sale of the lands of said Bayless Littrell never went into the hands of said Administrator, and consequently the administrator nor his surety could not be liable for it.

And now having fully answered the said bill and amended bill she prays to be hence dismissed with her reasonable costs.

*Done and signed at
Athens, Ga.*

*Louise B. Wilson.
by Counsel*

Donie B. Wilson

Ads. $\frac{3}{4}$ Answer

Eliza Burchett

Filed in open
Court by leave
thereof Nov. 9th 1893

J. H. Hyatt Deputy
for A. B. Munsy C.

1 Virginia: In County, to-wit:

2 In the Circuit Court of said County: -

3 At 2nd Oct. Rules, 1893.

4 To H. I. K. Morrison, Judge of said Court: -

5 The Answer of C. E. Flannery, Shff. and Ad-
6 ministrator of the Estate of Thomas P. Enson, dec'd
7 to a bill, ^{amended bill} no Chancery filed in this Court against
8 this Respondent and others by Eliza Burchette.

9 Respondent answering says that it is true
10 that he is the administrator of the estate of Thomas
11 P. Enson, dec'd and - And further answering
12 says that he knows of no personal estate
13 belonging to the estate of said dec'dant - that
14 he has made due search and enquiry for
15 said dec'dant's estate and has not
16 been able to hear of any thing.

17 Your Respondent knows nothing about
18 the truth or falsity of the other allegations
19 in Complainant's bill.

20 Having fully answered your Respon-
21 dent prays to be hereafter dismissed
22 with his Costs.

23 C. E. Flannery. S. L. F.

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Ans. L. E. F. Adm

Eliza Burdett

vs

J. P. Euson et al

Filed at 2nd October Rules 1893
A B Munsey clk

Eliza Burchett

Plaintiff.

vs.

In Chancery.

C.E.Flanary, Admr.&c. et als. Defendants.

This cause came on this day to be further heard upon the papers heretofore heard in the original and amended bill and the suggestion made at the last term of the non-residency of the plaintiff, and the order made at that term for said complainant to execute bond before the Clerk of this Court for security for costs of this suit, and was argued by counsel. And it appearing to the court that said complainant has failed and refused to execute the bond for security of costs in accordance with the decree entered herein on the 19th day of June 1894, it is therefore, adjudged ordered and decreed that the Complainant's original bill be, and they are hereby dismissed. And it is further adjudged ordered and decreed that the defendants recover of the complainant their costs about their defense in this behalf expended. And said cause is stricken from the docket.

Eliza Burchett
vs ^{Wm} Deere Final.
C. C. Flannery, Admr. et als.

Entered in City
O. B. Page 113

Enter this decree

W. J. M.

November 17th 1894.

Eliza Burchett

vs

} Deane

L. E. Flannery, Adversarial

This cause came on this day to be heard upon the papers read in the cause at the last term and was argued by Counsel; And it appearing that the amended bill is yet at issue the ~~cause is continued~~ and the defendants suggesting that the Complainant is a non resident of this state it is ordered that said Complainant execute bond before the Clerk of this court in ~~in 90 days from this date~~ a penalty of one hundred dollars with good security conditional to pay all the costs of this suit should it be decided against her and the same is continued

Eliza Burchett
vs. Deane

C. E. Flannery, Adm'r. et al

Entire Chy. Ord. Book of P. S.

Entire this decree

W. J. M.

June 7th 1894

Eliza Burdett

vs

J Du Chy

Thomas P. Enson et al

This cause came on this day to be heard upon the papers formerly read in the cause and was argued by Counsel: Upon consideration of which and it appearing to the Court that Thomas P. Enson is ~~dead~~ and that other persons own and possess land equally bound and liable, if any is liable, for the Complainants' demand she is directed to amend her bill, And upon her Motion by Counsel leave is granted her to ^{file her} amended ~~same~~ bill, and the cause is continued.

Eliza Burchett
vs. L. C. Burchett

The Heirs of T. P. Cason

E. Q. D. D. Page - 584

March 14 1894

Entered
H. S. K. M.

3/14/94

1 To J. L. Euser, Nathaniel Euser, Martha Campbell,
2 Sonie B. Wilson, A. B. Burchette, Adm^r & C and
3 L. E. Flannery, Sh^{ff} & Adm^r of J. P. Euser.

4 You will please take notice that I will pro-
5 ceed to take the depositions of Brent Hill and
6 Wm Hoskins and others, at the Stone house
7 of H. C. T. Richmond near the depot
8 crossing in Lee County, Virginia, on
9 Monday the 9th day of October, 1893,
10 between the hours of 10 A. M. and 4 P. M.,
11 which depositions when fully taken are
12 intended to be read as evidence in my
13 behalf in a certain suit in Chancery
14 now pending in the Circuit Court of Lee
15 County, Va. wherein I am plaintiff
16 and you are defendants: and if for
17 any reason the taking of said depositions
18 be not completed on that day the
19 taking of the same will be continued
20 from time to time and from place
21 to place till the same are fully taken, and
22 between the same hours. This Sept 21st 1893.

23 Respy,

24 Eliza Burchette
25 for Wm A. Orr, Atty.

26 we accept service of the foregoing notice
27 This Sept 21st 1893. G. B. Burchette ad m^r
28 I accept legal service of the within
29 notice this sept the 21. 1893. L. E. Flannery. S. L. C.

Oliver Burchett

Notice

S. L. Ensor et al

Oct. 9th 1893.

Executed by deliver-
ing a copy of
the within Notice
to S. L. Ensor
Nathaniel Ensor, Martha
Campbell, Lona, B.
Wilson, G. B. Burchett
and C. E. Flannery
this Sept 27 - 1893.

J. M. Weston L.S.
for C. E. Flannery
S. L. C.

Wm. A. Orr, Atty.

1
The depositions of Wm Hoskins, J. B. Hill
C. W. Nash

taken before me L. D. Fulkerson, a Justice
public for the County of Lee, State of Virginia,
pursuant to notice hereto annexed, at the Store
house of H. C. I. Richmond, in Lee County, Va,
on the 9th day of October, 1893, between the
hours of 10 A.M. and 4 P.M. to be read as
evidence on behalf of Eliza Burchett in a
certain suit in Equity, depending in the cir-
cual Court of Lee County, Va wherein Eliza
Burchett is plaintiff and Bonnie B. Wilson
D. L. Ensor, Nathaniel Ensor, Martha Campbell & others
Respondents Wm G. Orr, Atty. for plff and C. T.
Burman Atty for Defts.

Wm Hoskins being duly sworn depose
and say:

I am acquainted ^{with} the Land
conveyed by Thomas P. Ensor
to Bonnie B. Wilson on which she
now resides, it being the Land
in controversy in this suit
and I regard it as being
worth about two hundred &
twenty five dollars to two
hundred fifty dollars at the
time she became possessed of
it.

X Examined

1 question. After the execution of the deed by J. P. Ennor to Mrs. Sophie B. Wilson did not Mrs. Wilson pay you some money on a debt due to you from Mr. Ennor and if so how much.

Answer. She paid me after the date of said deed from four to ten dollars on a debt due to me by said J. P. Ennor, and further this Deposition sayeth not.

Wm. Hoskins

Witness
1 day
50 cts

J. B. Hill another witness of lawful age being duly sworn deposes and says -
first I am tolerably well acquainted with the land in controversy, I regard it as being worth about Six or Eight dollars per Acre, witness does not know the number of Acres, witness says he would not regard Ten dollars a fair consideration for the whole tract.

X Examined.

witness
1 day
50 cts

Question. Is Annie B Wilson a daughter
of Thos P. Emerson.

She is so reputed,

J. B. Hill.

C. W. Nash another witness being duly
sworn deposes and says.

I am tolerably well acquainted
with the land in Controversy. I regard it as being
worth from two hundred and
fifty dollars to three hundred
dollars. I do not think that
ten dollars was a fair con-
sideration for the whole tract
at the time she became
possessed of it. and further
this deponent says the not.

C. W. Nash

witness
1 day
50 cts

State of Va } to-wit.
Lin County }

N. P.
fees
75 cts

I L. D. Fulkerson a notary public
for the county and State of one said, do hereby
certify that the foregoing dispositions were duly
taken, sworn to and subscribed before me at
the time & place mentioned therein. Given under
my hand this October 7th 1873.

L. D. Fulkerson N.P.

Eliza Burchett.

vs J. Lyka.

D. L. Emerson et al.

Filed October 14th

1893.

A. B. Murray clerk

Know all Men, by these Presents, That We. G. B. Burchett &
T. C. Ennor

of Lee County, are held and firmly bound unto the Commonwealth of Virginia in the just and full sum of Four thousand dollars,
for the payment thereof, well and truly to be made to the said Commonwealth. we bind ourselves, our heirs, executors and administra-
tors, jointly and severally, firmly by these presents. And we ~~enck~~ hereby waive the benefit of our homestead exemption as to this ob-
ligation. Sealed under our seals and dated this 20 day of Feb 1883. The condition of the above obligation is such
that, whereas the above bound G. B. Burchett ha this day been, by the County Court of
Lee, permitted to qualify as ADMINISTRATOR of the estate of Bailess Little de-
ceased :

Now, if the said Burchett shall faithfully discharge the duties of said office
according to law, then the above obligation to be void, otherwise to remain in full force and virtue.

(SEAL.) G. B. Burchett (SEAL.)

(SEAL.) T. C. Ennor (SEAL.)

(SEAL.) _____ (SEAL.)

Attest
Test J. R. Gibson clerk.

G. B. Burdett
of Bates, Littell & Co.
(To } Copy Book 26000.

The Commonwealth

"B".

The Commonwealth of Virginia.

To The Sheriff Of Lee County Greeting:

We Command You, That of the Goods and Chattels of

of Edis Littrell ~~and~~
late in your Bailiwick, you cause to be made \$ 180.00
charged by payment of \$
day of March, 1885, till payment, which

G. B. Burchett ~~Adm~~

the penalty of a Forfeiting bond to be dis-
with legal interest thereon from the 8th

Eliza Burchett

lately in our Circuit Court of Lee County, ha d recovered against him by motion on said bond Decees

Also, \$ 3.83, which to the said Eliza Burchett

in our Court were adjudged for her costs in

that behalf expended whereof the said G. B. Burchett ~~Adm~~

of Edis Littrell ~~and~~ is convicted, as appears to us of record. And that you have the
same before the Judge of our said Court at the Court House on the first Monday in May
next, to render to the said Eliza Burchett

of the Decees and costs as aforesaid.

And have then and there this writ. Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This 20 day of March 1885, in the 11⁷ year of the Commonwealth.

J. A. G. Hyatt Clerk.

C 25-8
Cc 25
3.83

34

Chey

March 7

Eliza Burchett

3 51 Fur

C. B. Burchett

To 1st May. Rules 1893

Not Executed no
property found
this May 1st 1893.

J. M. Weston Sec.
for C. E. Flanary

S. I. C

"2"

This Indenture made and entered
into this the first day of December
1892 between Thomas P. Cusor of
County of Lee and state of Virginia
of the first part and Dorie B. Wilson
of the County and state aforesaid
of the other part Witheth That
the said Thomas P. Cusor for
and in consideration of the sum
of Ten dollars payed to him in
hand by Dorie B. Wilson the
recit whereof is hereby acknowl-
edg Hath bargan and sold and by
These presents doth bargan sell and
convey to the said Dorie B. Wilson
her heirs and assignes forever all
the land of my farm lying on the
South side of the main state road
to have and to hold to the said
Dorie B. Wilson her heirs and as-
signes forever in testimony where
of the said Thomas P. Cusor has
hereto set his hand and affixed
his seal The day and year above
written

T. P. Cusor sealed

Wite. J. C. Godson

This J. Bartley
In mark

Virginia Lee County to wit: }
J. C. W.

Nash a justice of the peace in and
for said County and state aforesaid
do certify that J. P. Cusor whose
name is signed to the writing
above bearing date on the First
day of Dec. 1892 has acknowledged
the same before me in my
County aforesaid

Given under my hand this
4th day of January 1893.

C. W. Nash, J. P.

Virginia Lee County to wit: -

In the office
of the Clerk of the Clerk of the said
County the 13th day of January 1893
this deed was presented, and to-
gether with the certificate thereto
annexed, admitted to record.

Teste: John B. Gibson, clerk.

A copy Teste J. B. Gibson,
clerk,

Dec
1751

J. P. Cusor

J. P. 29 Feb. 1751

"a"
6

For this copy
50
J. R. Gibson Clerk

The Commonwealth of Virginia,

To the ~~Shiff~~ ^{Constable} of the County of Lee— Greeting:

WE COMMAND YOU THAT YOU SUMMON

~~Brent Hill, Wm + Hoskins,~~
~~H.C. Y. Richmond + C. D. Nash, + A. J. Lussong~~

~~me L. D. Fulkerson~~
to appear before the Judge of our County Court of the County of Lee, at the
~~H.C. Y. Richmond's Store~~
court-house thereof, on the 9th day of Oct 189 3, to testify and the truth to say

in behalf of ~~the~~ Eliza Burchett, in a certain matter of controversy in our said court before the
~~+ D. L. Enson et als are defendants~~
said Judge depending and undetermined between the Commonwealth of Virginia, Plaintiff, and ~~in~~
the Circuit Court of Lee County, Va

~~Defendant~~

And this you shall in no wise omit, under the penalty of £100. And have then there this writ.

Witness, L. D. Fulkerson
S. V. F. Richmond, Clerk of our said Court, at the court-house, the this 2nd

day of Sept 189 3, in the 11th year of the Commonwealth.

L. D. Fulkerson
Notary Public

Eliza Burdett
Commonwealth

vs.

SUBPOENA
FOR
WITNESS.

D. L. Encorital

H. C. Y. Richmond & Stone
Court,

the 9th day of Oct

1893

Executed by Sam
the within witness
this Oct 2-1893.

J. R. Weston Sec.
Geo. C. E. T. L. Mary
S. G. L.

L. D. Fullerton N. P.

The Commonwealth of Virginia,

To the Sheriff of the County of Lee, Greeting:

WE COMMAND you, That you summon

*J. L. Ensor Nathaniel Ensor
Martha Campbell Dona⁴ B. Wilson and G. B. Burchett
Admr of Baileys Littrell dec^d and C. E. Flannery
Shff and Admr of Thos P Ensor dec^d*

to appear at the Clerk's Office of the Circuit Court of the County of Lee, at the rules to be held for the said Court on the *Third* Monday in *October* ^{*an amended and original*}, 1893, to answer ^a bill in Chancery, exhibited against *them* in our said court by *Eliza Burchett*

And have then there this writ. Witness, A. B. MUNSEY, Clerk of our said Court, at the court-house, the *19th* day of *September* 1893, and in the *11^{8th}* year of the Commonwealth.

A. B. Munsey Clerk.

(6 copies)

Eliza Burchett

US. { SUBPENA
IN CHANCERY.

D. L. Ensor et als

Wm A Orr p. q.

To 2nd October Rules,

Circuit Court.

Executed by delivering
an office copy of the
within Subpoena to
L. L. Ensor. Nathaniel
Ensor. Martha Campbell
Leona. B. Wilson. G. B.
Burchett and G. E. Flannery
this Sept 29-
1893. J. M. Wiston Lds.
for G. E. Flannery
S. L. H.

The Commonwealth of Virginia.

To The Sheriff of Lee County Greeting:

WE COMMAND YOU TO SUMMON.....

Thomas P. Ensor

G. B. Burchett Adm. of Bali's
Litterell decd, and Dona B. Wilson

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House, on the first Monday in August
.....next, being rule day to answer a bill in Chancery exhibited in our said Court against

~~them~~

by

Olga Burchett

And have then and there this writ.

Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This....15th...day of June.....1898, in the 117 year of the Commonwealth.

J. A. G. Hyatt.....Clerk.

A Copy Teste.....Clerk.

J. A. G. Hyatt

from

Thos. P. Ensor

Not Executed. I

Saw Thomas Ensor

on the 5th of July 1898.

and found him

insensible and dying

therefore could not

execute the will.

Copy this thro July

22nd 1898.

J. B. Weston Deputy
for C. E. Flanery & L. F.

The Commonwealth of Virginia.

To The Sheriff of Lee County Greeting:

WE COMMAND YOU TO SUMMON.....

Thos. P. Eussor

G. B. Burchett Admr of B alio
Literall deed, and Donie B. Wilson

to appear at the Clerk's office of the Circuit Court of Lee County, at the Court House, on the first Monday in *Aug-*
1893 next, being rule day to answer a bill in Chancery exhibited in our said Court against

them

by

Eliza Burchett

And have then and there this writ.

Witness, J. A. G. Hyatt, Clerk of said Court at the Courthouse.

This *15th* day of *June* 18*93*, in the 11*7* year of the Commonwealth.

J. A. G. Hyatt Clerk.

A Copy Teste..... Clerk.

